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Attorneys for Danilo Martin Molieri
And Daniel Steven Molieri, Plaintiffs

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
(SAN FRANCISCO)

DANIEL MARTIN MOLIERI and, DANIEL STEVEN MOLIERI, Plaintiffs, vs. COUNTY OF MARIN; Marin County Sheriff's Sergeant J. SCARDINA; Sheriff's Deputy ERIC RICHARDSON; Sheriff's Deputy BONDANZA; CITY AND COUNTY OF SAN FRANCISCO; San Francisco Police Sergeant R. COX; San Francisco Police Sergeant J. O'MALLEY; and DOES 1 through 25, inclusive, Defendants.	CASE NO. C-10-5430 MMC Complaint Filed: 12/1/2010 STIPULATION TO CONTINUE SETTLEMENT CONFERENCE; (PROPOSED) ORDER ON STIPULATION
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STIPULATION

The parties in this, the above-entitled matter, by and through their respective counsel of record, stipulate and agree to the following in support of their request that the settlement

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1 conference now scheduled for June 27, 2012 be continued to October 24, 2012. The following
2 is proffered as good cause for the requested continuance:

- 3 1. The complaint in this matter was filed on December 1, 2010. Subsequent to its filing,
4 counsel cooperatively and diligently developed this case for resolution, disposition or
5 trial through discovery.
- 6 2. This case centers around police practices and, with significance to this request for a
7 continuance of the settlement conference in this matter scheduled for June 27, 2012,
8 plaintiffs' 4th amendment claims arising from the entry into plaintiffs' residence on
9 December 8, 2012, and their detention and arrest on that occasion by law enforcement
10 personnel of the County of Marin and the City and County of San Francisco.
- 11 3. On March 2, 2012, the parties filed reciprocal motions for summary judgment and
12 partial summary judgment, principally directed to the aforementioned issues.
- 13 4. The Court issued its Order Denying Plaintiffs' Motion for Partial Summary Judgment;
14 Granting in Part and Denying in Part Marin Defendants' Motion for Partial Summary
15 Judgment; Granting in Part and Denying in Part San Francisco Defendants' Motion for
16 Summary Judgment on April 16, 2012.
- 17 5. Defendants City and County of San Francisco, R. Cox and J. O'Malley filed a Request
18 for Leave to File Motion for Reconsideration re Order on Motion Summary Judgment
19 on May 11, 2012 and a Notice of Appeal to the 9th CCA was filed by Defendants City
20 and County of San Francisco, R. Cox, J. O'Malley on May 15, 2012.
- 21 6. On May 22, 2012, the Court Granted in Part and Denied in Part San Francisco
22 Defendants' Request for Leave to File Motion for Reconsideration and the Court set
23 forth a briefing schedule. The hearing on the matter is set for July 6, 2012, at 9:00 a.m.
24 before Judge Maxine M. Chesney.
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LAW OFFICES OF JOHN L. BURRIS

PATRICK K. FAULKNER
County Counsel

DENNIS J. HERRERA
City Attorney
JOANNE HOEPER
Chief Trial Deputy

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ORDER

The court, having considered the parties' stipulation and good cause appearing,

IT IS ORDERED that the settlement conference in this matter is continued to October 24, 2012 at 10:00 a.m. **Confidential** settlement conference statements to be lodged no later than October 17, 2012 in compliance with standing orders of Chief Magistrate Judge Maria Elena James for settlement conferences.

Dated: June 20, 2012



CHIEF UNITED STATES MAGISTRATE JUDGE
MARIA-ELENA JAMES